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BEFORE THE DEPARTMENT OF BUSINESS OVERSIGHT
OF THE STATE OF CALIFORNIA

In the Matter of:)	STATEMENT IN SUPPORT OF STOP
)	ORDER DENYING EFFECTIVENESS OF
THE COMMISSIONER OF BUSINESS)	FRANCHISE REGISTRATION
OVERSIGHT,)	APPLICATION
)	
Complainant,)	(Corp. Code § 31117)
)	
v.)	
)	
TOMII FRANCHISING, INC.,)	
)	
Respondent.)	
)	
)	
)	

STATEMENT IN SUPPORT OF STOP ORDER DENYING EFFECTIVENESS OF FRANCHISE
REGISTRATION APPLICATION

In the accompanying Citation to Guanghuo Chen, Tomii Franchising, Inc., Christopher Conner and Conner and Associates, LLC (D/B/A Franchise Marketing Systems), which included a Desist And Refrain Order, an Assessment Of Administrative Penalties, and a Claim For Ancillary Relief And Costs (the “Citation”), Jan Lynn Owen, the California Commissioner of the Department of Business Oversight set forth findings regarding Tomii Franchising, Inc. The Citation and its findings are incorporated herein by reference.

Corporations Code section 31115 provides, in relevant part:

The commissioner may summarily issue a stop order denying the effectiveness of or suspending or revoking effectiveness of any registration if the commissioner finds:

(a) That there has been a failure to comply with any of the provisions of this law or the rules of the commissioner pertaining thereto.

(d) That any person identified in the application . . . meets one or more of the following conditions, and the involvement of this person in the sale or management of the franchise creates an unreasonable risk to prospective franchisees:

...

4) Is subject to any currently effective injunctive or restrictive order relating to business activity as a result of an action brought by any public agency or department . . .

Based upon the findings in the Citation, which are incorporated herein by reference, the Commissioner is of the opinion that Tomii Franchising, Inc. failed to comply with Corporations Code sections 31123, 31200, and 31204. In addition, based upon the foregoing findings, the Commissioner is of the opinion that Christopher Conner was identified in the application of Tomii Franchising, Inc., is subject to a currently effective injunctive or restrictive order relating to business activity as a result of an action brought by a public agency, and whose involvement in the sale of franchises by Tomii Franchising, Inc. creates an unreasonable risk to prospective franchisees.

For these reasons, the Commissioner of Business Oversight has determined that an order should be issued pursuant to Corporations Code section 31115(a) denying the effectiveness of the registration submitted by Tomii Franchising, Inc.

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1 Dated: June 17, 2015
2 Los Angeles, California

JANN LYNN OWEN
Commissioner of Business Oversight

4 By _____
5 Adam J. Wright
6 Counsel
7 Enforcement Division